



— State of —
North Dakota
Office of the Governor

John Hoeven
Governor

Executive Order 2010-02

WHEREAS, North Dakota is experiencing blizzard conditions that have brought snow and strong winds to the state causing power outages affecting over 5,000 people in 24 counties; and

WHEREAS, more than 600 power line poles are down across the state, which will take significant time and resources to repair; and

WHEREAS, companies carrying supplies to repair downed electrical lines are working around the clock to provide companies and cooperatives with vital products to help restore power; and

WHEREAS, restoring power is vital to help ensure basic necessities are available to people and livestock; and

WHEREAS, it is the responsibility of the state to assist the people of North Dakota in addressing the emergencies, disasters, and other hardships that may face the state and its citizens.

NOW, THEREFORE, I, John Hoeven, Governor of North Dakota, by virtue of the authority vested in me by Article V, Section 1 of the North Dakota Constitution and North Dakota Century Code § 37-17.1, do hereby declare that a state of emergency exists in North Dakota that requires relief from North Dakota Century Code § 39-32-02 pertaining to hours of service for drivers of commercial motor vehicles transporting electrical products to power suppliers.

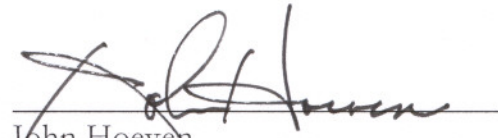
This order is issued on the foregoing bases and on the following conditions:

1. Nothing in this order shall be construed to relieve carriers operating under this order from regulations under state law pertaining to qualifications of drivers, driving of commercial motor vehicles, or parts and accessories necessary for the safe operation of vehicles.

2. Carriers, while under this order, shall not require or allow fatigued drivers to operate a motor vehicle. A driver who informs a carrier that she/he needs immediate rest shall be given at least ten consecutive hours before the driver is required to return to service.

This order shall be effective immediately and shall remain in effect until 11:59 p.m. on February 1, 2010, or for the duration of the emergency, whichever is less.

Executed at Bismarck, North Dakota, this 25th day of January 2010.



John Hoeven
Governor

ATTEST:



Secretary of State

Deputy